

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERTO ENRIQUE  
RINCON-FERNANDEZ,

Defendant.

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CRIMINAL NO. 4:15-CR-00654

**NOTICE OF DECLARATION OF PUBLICATION**

The United States of America has published notice of this forfeiture action as stated  
in the attached and incorporated declaration.

Respectfully Submitted,

JENNIFER B. LOWERY  
United States Attorney  
Southern District of Texas

By: /s/ Kristine E. Rollinson  
Kristine E. Rollinson  
SDTX Federal No. 16785  
Assistant United States Attorney  
1000 Louisiana, Suite 2300  
Houston, Texas 77002  
Phone: 713/567-9000

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**DECLARATION OF PUBLICATION**

In accordance with 21 U.S.C. § 853(n)(1) and Rule 32.2(b)(6)(C) of the Federal Rules of Criminal Procedure, notice of Criminal Forfeiture was posted on an official government internet site ([www.forfeiture.gov](http://www.forfeiture.gov)) for at least 30 consecutive days, beginning on October 12, 2022, and ending on November 10, 2022, as evidenced by Attachment 1.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 14, 2022, at Houston, Texas.

  
\_\_\_\_\_  
Glenn Gallegos  
Records Examiner/Analyst  
Contractor, Centre Law  
1000 Louisiana, Suite 2300  
Houston, Texas 77002  
Phone: 713/567-9000

Attachment 1

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
COURT CASE NUMBER: 4:15-CR-00654; NOTICE OF FORFEITURE**

Notice is hereby given that on May 22, 2017, in the case of U.S. v. Roberto Enrique Rincon-Fernandez, Court Case Number 4:15-CR-00654, the United States District Court for the Southern District of Texas entered an Order condemning and forfeiting the following property to the United States of America:

\$51,251,219.23 in funds tendered by the Defendant as substitute assets

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file an ancillary petition within 60 days of the first date of publication (October 12, 2022) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The ancillary petition must be filed with the Clerk of the Court, U.S. District Courthouse, 515 Rusk, Houston, TX 77002, and a copy served upon Assistant United States Attorney Kristine E. Rollinson, 1000 Louisiana, Suite 2300, Houston, TX 77002. The ancillary petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all ancillary petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such ancillary petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.

The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. See 28 U.S.C. Section 1746. For the regulations pertaining to remission or mitigation of the forfeiture, see 28 C.F.R. Sections 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. Section 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. Section 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date of final publication of this notice. See 28 C.F.R. Section 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. If you cannot find the desired assets online,

you must file your petition for remission in writing by sending it to Assistant United States Attorney Kristine E. Rollinson, 1000 Louisiana, Suite 2300, Houston, TX 77002. This website provides answers to frequently asked questions (FAQs) about filing a petition for remission. You may file both an ancillary petition with the court and a petition for remission or mitigation.



## Advertisement Certification Report

The Notice of Publication was available on the [www.forfeiture.gov](http://www.forfeiture.gov) web site for at least 18 hours per day between October 12, 2022 and November 10, 2022. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. Roberto Enrique Rincon-Fernandez

**Court Case No:** 4:15-CR-00654  
**For Asset ID(s):** See Attached Advertisement Copy

Consecutive Calendar Day Count	Date Advertisement Appeared on the Web Site	Total Hours Web Site was Available during Calendar Day	Verification that Advertisement existed on Web Site
1	10/12/2022	23.9	Verified
2	10/13/2022	23.9	Verified
3	10/14/2022	23.9	Verified
4	10/15/2022	23.9	Verified
5	10/16/2022	23.8	Verified
6	10/17/2022	23.8	Verified
7	10/18/2022	23.8	Verified
8	10/19/2022	23.9	Verified
9	10/20/2022	23.8	Verified
10	10/21/2022	23.8	Verified
11	10/22/2022	23.8	Verified
12	10/23/2022	23.9	Verified
13	10/24/2022	23.8	Verified
14	10/25/2022	23.9	Verified
15	10/26/2022	23.9	Verified
16	10/27/2022	23.8	Verified
17	10/28/2022	23.9	Verified
18	10/29/2022	23.9	Verified
19	10/30/2022	23.9	Verified
20	10/31/2022	23.9	Verified
21	11/01/2022	23.9	Verified
22	11/02/2022	23.9	Verified
23	11/03/2022	23.9	Verified
24	11/04/2022	23.9	Verified
25	11/05/2022	23.9	Verified
26	11/06/2022	24.0	Verified
27	11/07/2022	23.9	Verified
28	11/08/2022	23.8	Verified
29	11/09/2022	23.9	Verified
30	11/10/2022	23.9	Verified

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.